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OFFICE OF PETITIONS

In re Application of :
Maxey et al. :
Application No. 09/776,574 :
Filed: February 1, 2001 :
Attorney Docket No. CM2-104033-006 :

DECISION ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b), filed July 19, 2006, to revive the above-identified application.

The application became abandoned as a result of petitioner's failure to file an appeal brief (and fee required by 37 CFR 41.20(b)(2)) within two (2) months of the Notice of Appeal filed March 17, 2003. The Office mailed a Notice of Abandonment on September 28, 2005.

Petitioner has meet the requirements of 37 CFR 1.137(b). Accordingly, the petition is **granted**.

The application is being revived solely for purposes of continuity. As continuity has been established by this decision reviving the application, the application is again abandoned in favor of Application No. 11/353,808, filed February 14, 2006.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3211.

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